

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION**

JAMES HORVATH

PLAINTIFF

v.

4:07CV00270 WRW

DON BOURNE, et al.

DEFENDANTS

JUDGMENT

Pursuant to the Memorandum and Order entered in this matter on this date, it is Considered, Ordered, and Adjudged that this case be, and it is hereby, DISMISSED with prejudice, for failure to state a claim. The relief sought is denied.

The Court hereby certifies, pursuant to 28 U.S.C. § 1915(a)(3), that an in forma pauperis appeal taken from this decision is not in good faith.

IT IS SO ADJUDGED this 3rd day of April, 2007.

/s/ Wm. R. Wilson, Jr. _____
UNITED STATES DISTRICT JUDGE